

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

FRANK MORROW, on behalf of and as  
Trustee for the General Unsecured  
Creditors' Liquidating Trust of At  
Home Corporation, and on behalf of  
and in the name of the At Home  
Liquidating Trust of At Home  
Corporation,

NO. C 03-4739 CW

ORDER SETTING  
BRIEFING  
SCHEDULE FOR  
PLAINTIFF'S  
OBJECTION TO THE  
MAGISTRATE  
JUDGE'S ORDER  
DENYING  
PLAINTIFF'S  
MOTION TO COMPEL

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

Plaintiff Hank Spacone,<sup>1</sup> Trustee for the General Unsecured Creditors' Liquidating Trust of At Home Corporation, objects to the Magistrate Judge's February 24, 2005 order denying Plaintiff's motion to compel production of certain source code.

Defendant Microsoft Corporation shall, within two weeks of the date of this order, file an opposition to Plaintiff's objection. Plaintiff shall file a reply one week later. The matter will be taken under submission on the papers.

IT IS SO ORDERED.

Dated: 7/8/05

/s/ CLAUDIA WILKEN  
CLAUDIA WILKEN  
United States District Judge

<sup>1</sup> On June 23, 2005, Spacone was substituted for Frank Morrow as Trustee for the General Unsecured Creditors' Liquidating Trust of At Home Corporation.

**United States District Court**

For the Northern District of California

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